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CHEMICAL TRUST NOW UNDER FIRE

Government Investigation
Begun Yesterday
In Nashville.

IMPORTANT EVIDENCE IN COAL INQUIRY

Freight Traffic Manager of Norfolk and Western Admits Agreement With Pennsylvania—Says Latter Does not Control His Road and C. & O.

GOVERNMENT investigation of the alleged fertilizer trust began yesterday in the United States Circuit Court at Nashville, with a promise of attracting as much public attention as the coal inquiry now in progress in Washington before the Interstate Commerce Commission. Both investigations are of the utmost importance to the business interests of the country and may lead to Federal prosecution.

The first day of the chemical inquiry was partially consumed by the charge of Judge Lorton to the grand jury in which the court defined a trust and pointed out the penalties imposed for violation of the laws. The government attorneys were presented to the court. Several witnesses from Southern States were then examined.

COURT TAKES UP CHEMICAL INQUIRY

Judge Delivers Charge to Grand Jury in Nashville—Witness Examined.

(Special to The Times-Dispatch.) NASHVILLE, TENN., April 21.—In the United States Circuit Court here today, Judge H. H. Lorton delivered to the grand jury a comprehensive special charge bearing upon the question soon to be taken up, the investigation of the existence of the alleged fertilizer trust. Judge Lorton defined a trust, read the sections of the Sherman law upon which convictions may be found showing that a \$5,000 fine or one year in prison or both could be imposed upon guilty parties. He stated that the Federal laws on trusts were based on the right of the government to regulate interstate commerce, but that it had no control over trades or combinations existing solely in and affecting a particular State only.

What Court Said.
The court said that "certain trade combinations having for an end the restraint or monopoly of trade have come to be commonly known as trusts." He showed that Congress had as exclusive a right to guard the commerce between and among States as did the States themselves to control such matters entirely within their own borders. He defined clearly and sharply contracts in restraint of trade and to control prices to the detriment of the common people, and the enforcement of a few. Judge Lorton said that "the essence of the matter is that trade and commerce among the States and with foreign nations must not be fettered by agreements and combinations which tend to either enhance prices or prevent sales by suppressing free competition between the parties to the agreement or combination."

Attorneys Presented.
At the conclusion of Judge Lorton's remarks, United States District Attorney A. M. Tillman presented to the court Hon. J. Harwood Graves, of the Department of Justice at Washington, and Hon. E. T. Sanford, of Knoxville, who have been appointed by the government as special assistants to the United States District Attorney in the prosecution of the alleged fertilizer trust. Both were sworn in.

Witnesses from North and South Carolina, Georgia and Mississippi were examined this afternoon.

What Moody Says.
(By Associated Press.) WASHINGTON, April 21.—Concerning government's investigation into the alleged fertilizer trust, begun today at Nashville, Attorney-General Moody said: "The matter has been under investigation by special counsel employed by the Department of Justice for some time, and what further action is to be taken by the department will depend upon what the grand jury finds."

DAVANT ADMITS COAL AGREEMENT

Norfolk and Western Must Keep Out of Washington or Be Inevitably by Pennsylvania.

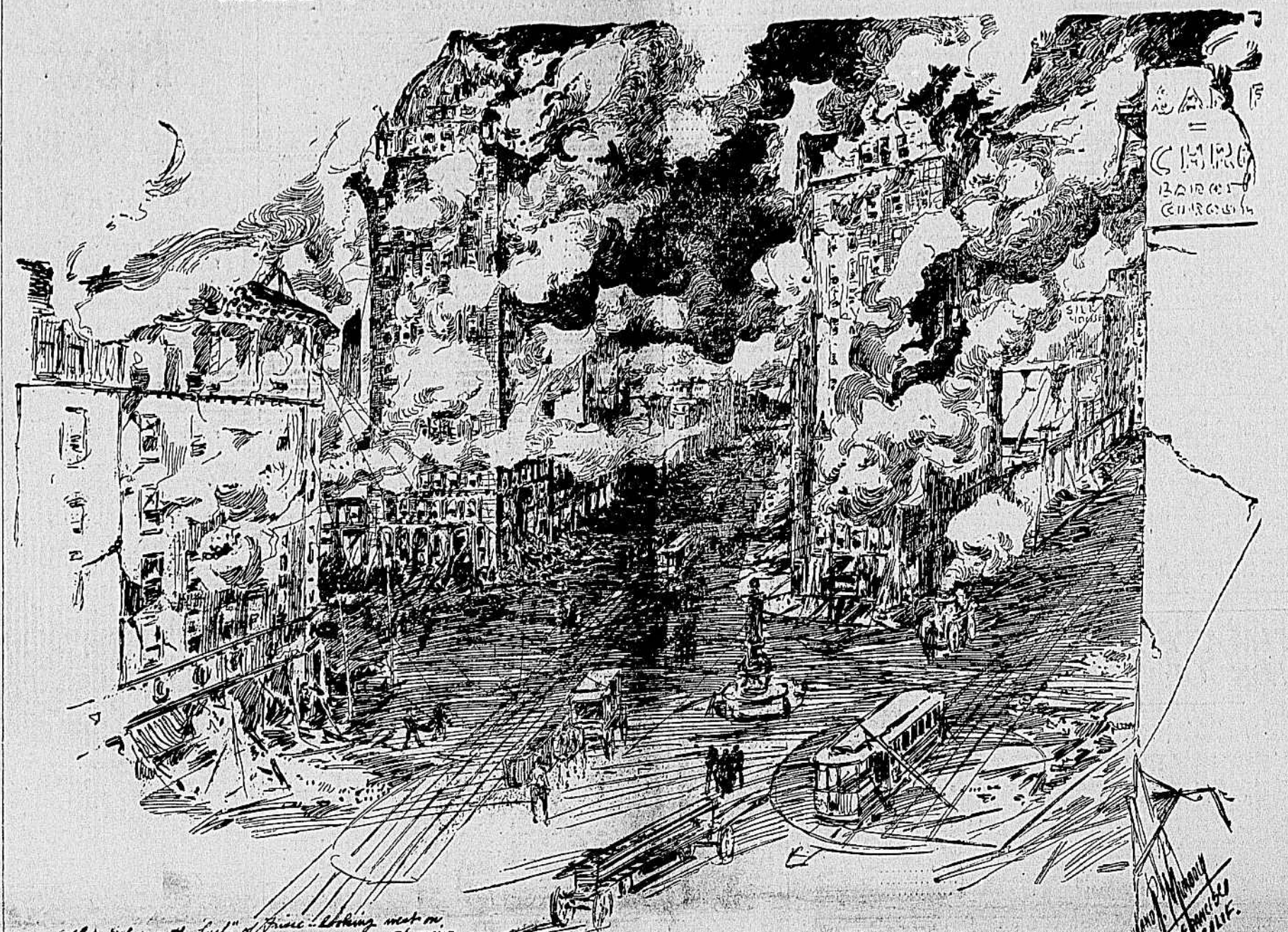
(From Our Regular Correspondent.) WASHINGTON, D. C., April 21.—The most interesting witness today in the hearing before the Interstate Commerce Commission in the investigation of coal-carrying roads under the Gillespie-Tillman resolution was S. S. Davant, freight traffic manager of the Norfolk and Western Railway. An admission was made by Mr. Davant under the questioning of Mr. Glasgow, counsel for the commission, that an agreement had been reached between

WHOLE NUMBER 17,174.

RICHMOND, VA., WEDNESDAY, APRIL 25, 1906.

PRICE TWO CENTS.

FIRST SKETCH OF GREAT FIRE PUBLISHED IN THE EAST; MADE ON GROUND WHILE SAN FRANCISCO WAS BURNING



"This shows the last of the fire looking west on Market St. from Kearney St. and shows the Examiner's Club, Chronicle, Mutual Life, and the United States Hotel, which is now being destroyed." —R. B. Wundt.

—From the Philadelphia Inquirer.

SHOT AND STABBED: PROBABLY MAFIA

Desperate Deed of Italian Laborers Who Had Suffered a Discharge.

SEVERAL SUSPECTS CAUGHT

(Special to The Times-Dispatch.) BLUEFIELD, W. VA., April 21.—Thomas Fitzgerald, a prominent railroad contractor and laborer, was shot and stabbed to death by a half dozen Italian laborers on the morning of the 19th. Fitzgerald was passing the shack in which the Italians were quartered, when they opened fire on him, two bullets hitting him in the head, causing instant death. Not content with their work, the fiends rushed out of their shelter and stabbed the dead man in a dozen places.

As soon as the foul crime was reported to the officers, a posse was formed, headed by Sheriff Durham, of Giles county, and the search for the murderers was started at noon. Two suspects were caught near the scene of the outrage and are being held, awaiting the capture of the rest of the gang.

The cause assigned for the brutal murder is the fact that the laborers had been discharged.

AFTERMATH OF THE FROST AND COLD

Fruit and Early Vegetables Have Been Injured in Many Sections.

(Special to The Times-Dispatch.) NORFOLK, VA., April 21.—Heavy winds kept frost from forming in this section last night with the consequent injury to crops. The mercury fell to 41 above zero, not cold enough to damage crops without the aid of a cold snap.

Peaches Damaged.

(Special to The Times-Dispatch.) WINCHESTER, VA., April 21.—Fruit growers of Frederick county stated today that the sudden cold weather of the past few days had damaged peaches and other early crops, particularly so in low lying sections.

Vegetables Killed.

(Special to The Times-Dispatch.) GREEN BAY, VA., April 21.—A heavy frost here Monday night killed the early vegetables and injured fruit a great deal in this locality.

Fall Weather Prevails.

(Special to The Times-Dispatch.) HUNTERSBURG, VA., April 21.—A heavy frost here last night did much damage, and fall weather prevails today.

ANNUAL MEETING EDUCATION ASS'N.

Ex-Governor Montague Presided and Introduced the Speakers of the Evening.

STARTLING FIGURES SHOWN

The sixth annual meeting of the Richmond Educational Association, was held in Mechanics Institute Hall last night. Ex-Governor A. J. Montague presided, and during the evening made a short address. The report of the officers of the association was read and offered, after which officers for the ensuing year were elected. The reports showed Richmond Education Association was held in the United States, but in the United States, in the work of instilling a love of knowledge and the beautiful in nature and art into the minds of the children. Governor Montague, in the course of his remarks, urged the people to arouse public sentiment in favor of proper appropriation for the work so that the Legislature would be forced to act. Mrs. Claude Swanson, wife of the Governor, was chosen to fill the vacancy on the executive committee. After the election of officers, several members of the association made short addresses, offering pertinent and timely suggestions relative to the work in the future. The meeting was enthusiastic throughout. The association is preparing for even greater things in the next twelve months, than the record for the past year show to have been done.

The Opening Address.
The meeting was called to order at 8:30 o'clock. After a few preliminary remarks, Mr. Montague introduced Mrs. Beverly B. Munford, the president of the association.

Mrs. Munford read a decidedly interesting paper, and, besides telling what the association was doing, quoted some very startling figures. She said that in 1895 the total value of Richmond school property was \$432,065, and that in 1905, it had only increased to \$510,705. It is valued at present at \$579,235. She also quoted figures showing how school property in the last ten years at Roanoke, Lynchburg, Norfolk and other cities had far surpassed in increase of value that of Richmond. The same cities quoted also gave their teachers larger salaries. Mrs. Munford made the surprising statement that for its size, Richmond paid to teachers the lowest salary of any city in the United States. She brought up the subject of the new high school on Marshall Street, and said that the entire block should be bought and every house torn down, except the historic John Marshall home, to make room for play-grounds. Mrs. Munford also gave many reports of progress, and was very optimistic about the future of Richmond public schools.

Reports of Officers.

Mr. Montague then asked for the report

MAKING WAR ON SOCIAL CLUBS

Police Dep't Will Seek to Break Up "Fake Clubs."

REPORTS READY FOR JUDGE WITT

"The Police Department will respectfully resist the granting of licenses to any social clubs in this city, which they are not satisfied are bona fide. There are some thirty-five so-called social clubs now in operation here. Of these, we believe there are but seven that come within the bona fide class. These are the Westmoreland, the Commonwealth, the Virginia, the Albemarle, the Jefferson, the Eagles and the Elks. We shall ask His Honor, Judge Witt, to refuse licenses to all the rest. The department has been at work for some time gathering information as to the fitness of places and persons, with the view of reporting to the judge prior to the granting of licenses for the year. My understanding of a social club within the meaning of the law is one that is run for the convenience of its members, and not for profit to any individual or set of individuals."

The above statement was secured yesterday from Chief of Police Louis Werner with reference to the social club situation in Richmond, and it was fully concurred in later by several members of the Board of Police Commissioners. The fight against alleged "fake" clubs in the city has been going on for some months, and it will culminate before Judge Witt on the question of renewing licenses, which is now practically up. All liquor licenses to clubs and bars expire on the night of April 30th, which will be next Monday.

Meanwhile there are eight cases against as many clubs pending before Judge Witt. The clubs involved are the Owl, the Manhattan, the Ironside, the Richmond, the Richmond Literary and Social, the Jefferson Social, the Manhattan Social and the Gladstone. They are all appealed from the Police Court, and will be called in the higher tribunal Friday.

Have Strong Counsel.

The clubs are represented by various strong lawyers, including Judge D. C. Richardson and Messrs. L. O. Wendenburg and Gilbert K. Pollock, while Commonwealth's Attorney Polkes will appear for the State.

NO EPIDEMIC IN FRANKLIN

Only Two Deaths There From Cerebra Meningitis and No Other Cases.

THE REPORTS EXAGGERATED

Direct advices to The Times-Dispatch from Franklin, Southampton county, declare that the reports sent out from Suffolk about the prevalence of smallpox in Franklin have been greatly exaggerated. Hon. J. C. Parker in reply to a telegram of inquiry from The Times-Dispatch says there is no epidemic of meningitis in Franklin, and in making this statement confirms a special to this paper sent by another correspondent. There have, according to these statements, been only two deaths in the town from meningitis, there are no other cases, and the health of the town was never better.

Four well known physicians of Franklin yesterday united in the following statement which was furnished to The Times-Dispatch's Franklin correspondent and telegraphed to this paper: "The undersigned practicing physicians of Franklin, find absolutely no foundation for the sensational report from Suffolk, Va., published in The Times-Dispatch of this date, which refers to the existence of an epidemic of meningitis in this town. Only one death from acute cerebral meningitis has occurred, and one of a negro woman not seen by a physician, but supposed to have died from the same cause. There are no other cases here and the health of the town was never better."

"J. P. BRYANT, M. D.,
"R. H. COBB, M. D.,
"E. A. DEBOUTDENAYE, M. D.,
"A. P. CUPCHINS, M. D."

Mr. Parker in his telegram in reply to The Times-Dispatch inquiry, confirms the denial that there is or has been any epidemic, and adds: "The young son of Mr. C. W. Gary died here Sunday night from acute cerebral meningitis, and two days before that a negro woman, who was not seen by a physician, died with similar symptoms. No other cases resembling in the remotest degree meningitis exist or have occurred here and the health of the town is excellent."

FEDERAL SHIP AT VETERAN REUNION

United States Government Participates in Exercises in Connection With Celebration.

OPENING TO OCCUR TO-DAY

(By Associated Press.) NEW ORLEANS, April 21.—New Orleans to-night is in gala attire, her buildings are draped with bright bunting, her streets ablaze with bright bunting and fluttering from end to end with flags, in honor of the annual reunion of the Confederate Veterans Association, which will commence to-morrow morning. Every indication is for one of the most successful meetings in the history of the association. About thirty special trains arrived last night and this morning, and it is believed that when the time set for the opening of the reunion has arrived, fully fifty additional trains will have entered the city.

Government Participates.

The United States government, too, is a partaker of the festivities, the cruiser Columbia having been sent by the navy especially to take part in the reunion as the direct representative of the nation. The good people of New Orleans claim it is the first time that a real ship of war has been sent to participate in a Confederate reunion.

(Continued on Third Page.)

SEPARATED SOON AFTER HONEYMOON

Marriage Was Result of Advertisement Placed in a Matrimonial Paper.

(Special to The Times-Dispatch.) WINCHESTER, VA., April 21.—After a honeymoon of less than two months, Soligen G. Orndorff, of Stephen City, this county, and his wife, have separated, the latter going to her former home in Union, Conn., which she left early in March, to wed Orndorff, who is a prosperous young farmer of that county. Their marriage, which was followed by a large reception, was the result of an advertisement placed in a matrimonial paper by Mr. Orndorff. His wife was formerly Miss Ella H. Case.

FACE FUTURE BRAVELY; NEW CITY RISING

San Francisco Gradually Recovering from Great Disaster.

PRESIDENT'S ACT ANNOYS PEOPLE

Interference of Mr. Roosevelt Somewhat Exasperating—Message to the White House.

PEOPLE WELL FED AND CHEERFUL; NO EPIDEMIC

Terrible Stories of Suffering Still Coming From Many Places. Thieves Cut Off Finger of Woman Still Alive to Get Her Ring.

(By Associated Press.) SAN FRANCISCO, April 21.—This was the seventh day since the earthquake jarred the city so severely and started the fires that laid it in ashes, and, as on the preceding days, Tuesday took up the accumulated impetus of Monday and added much volume of force to its own, so that Wednesday will dawn on a situation that is a long way towards the normal. Such parts of trade as remain unburned were opening for the transaction of ordinary business, temporary structures were being run up for the accommodation of others, clearing of the devastated areas of ruins was well under way, the inquiry into the condition of the bank vaults was completed, the organization and preparation for service of the street railways were so far advanced that the company expressed its readiness to resume business as soon as the Mayor would permit, the water company announced the completion of such repairs as enabled it to supply a total of twelve million gallons daily. In fine, there was all the evidence that put at rest how and forever the fears of those who predicted that San Francisco would never rise again.

People Much Hurt.

The citizens of San Francisco had done so splendidly in the face of such an appalling catastrophe that some little consternation was created this morning when President Roosevelt's proclamation was read, turning over to Dr. Edward Devine, of the National Red Cross, the management of relief measures and the distribution of the great funds so generously appropriated by Congress. This feeling was also evidenced because of the President's recommendation to the people of the United States that their contributions of food and supplies and money should be directed into the same hands. If there was a momentary feeling that the men who had endured the heat and burden of the day were being unfairly treated by this diversion of authority into the hands of a single man, it was dispelled at a conference at Fort Mason, attended by Generals Greely and Funston, Mayor Schmitz, Governor Pardee, Dr. Devine and some others, it was agreed that Dr. Devine himself should frame a telegram to the President informing him of the special work already done and his perfect willingness to assist in forwarding the measures already taken.

What hurt even more than this, was the suggestion made in the letter from President Roosevelt, Secretary of War Taft, that the reports had reached him that the Chinese who dwell here in the whites, and directing that if this be true, the situation should be remedied at once. If the people of San Francisco are not in love with the Chinese, it was felt that the more they have known in the past for charity and open-heartedness should have saved them from any reflection that they would have permitted any human beings—white, black or yellow—within their reach to suffer.

Message to President.

Mature reflection, however, brought the conviction that the truth had not reached the President and a special message was sent him signed by the constituted authorities recounting the exact facts. The message was as follows: "President Roosevelt, White House, Washington: "All reports that the people or the officials or the relief committees of San Francisco are making and distinction in relieving, succoring or protecting the Chinese or any other people, differing in race or color, are totally false and are entirely unfounded. The conferees themselves are treating the Chinese and all other fellow-unfortunates with the consideration worthy of our civilization and our country."

"The people of San Francisco are striving with all their heart to relieve their distress, care for the sick, protect their helpless and uplift their stricken, irrespective of race, creed or color, in accordance with the dictates of humanity, and in the worthy of Americans, and in the common brotherhood of men. Please give press."

(Signed)
"E. E. SCHMITZ, Mayor;
"W. J. MORROW,
"President Red Cross;
"President Merchants' Association;
"J. D. PHELAN,
"Treasurer Relief Committee;
"RABBI VOORSANGER,
"Committee on Hunger;
"CATHERINE C. FELTON,
"Secretary Associated Charities;
"FAIRFAX H. WHELAN,
"Committee Sick and Helpless."

No Famine or Epidemic. The work of housing and feeding the